

THE BOARD OF SUPERVISORS
OF THE COUNTY OF STANISLAUS
STATE OF CALIFORNIA

Regular Session
All Supervisors Present
Pledge of Allegiance to the Flag

Tuesday

April 16, 2002

Observed a moment of silence for Stanislaus County employee, Ken Eberwein.

Chairman Mayfield presented a commendation to the Modesto Symphony Youth Orchestra and thanked them for their courtesy performance at the start of the meeting.

Mr. Eric Wardwell expressed his concerns regarding his wide wheel chair not fitting into the Chambers and the difficulties that rock well drains cause for wheel chair users due to the water flowing over the sidewalks.

C/P unan. Adopted the consent calendar

- *A1 Approved the minutes of 4/9/02
- *A2 Adopted and waived the second reading of Ordinance C.S. 790 to amend Title 11 of the County Code, pertaining to traffic control to establish speed zones on various County roads
ORD-54-J-8 2002-241
- *A3 Commended Chief John Brubaker upon his retirement from the Salida Fire Protection District
2002-242
- *A4 Accepted the resignation of Joe R. Rosas and appointed Brian Osborn to the Keyes CSD Board
2002-243
- *A5 Accepted the resignations of Vera Cahill, Horace Criswell, Don Everett and Margaret Harmon-Hoffler from the CSA's IHSS Advisory Committee
2002-244
- *A6 Approved a request from Mid-Valley Water Ski Club for use of the Modesto Reservoir for their disabled clinics on Saturday, 6/19/02 and 7/27/02, and for their National Ski League Tournaments on 7/21 – 22/02 and 8/10 – 11/02
2002-245
- *B1 Authorized the CEO to submit a petition to the City of Modesto to abandon the alley on former City Hall block
2002-246
- *B2 Approved the transfer of funds in a fixed asset account to other accounts within the Treasury Budget to cover increased salary, contract and bank charge expenses
2002-247
- *B3 Implemented the provisions contained within the Tentative Labor Agreement between the County and the Stanislaus County Deputy Probation Officers' Association; and, amended the Salary and Position Allocation Resolution to reflect the agreed upon changes
2002-248
- *B4 Authorized the appointment of Barbara Hill to the HSA Family Practice Center position of Clinic Manager (Manager III), above the midpoint of Salary Band C (\$32.69 hourly)
2002-249
- *B5 Authorized the acceptance of a donation of \$5,800 from the Friends of the Turlock Library; approved a Resolution of Appreciation; and, directed the Auditor-Controller to make the necessary adjustments to the Library's Budget
2002-250
- *B6 Adopted a resolution accepting Second Year Juvenile Justice Crime Prevention Act Funding in the amount of \$1,536,114 for FY 2002/03, and authorized the Chief Probation Officer to sign and submit the County's application for approval of the County's Comprehensive

- Multiagency Juvenile Justice Plan Modification and related contracts, amendments, or extensions with the State 2002-251
- *B7 Approved the closure of the Animal Services Center on various days in 2002 2002-252
 - *C1 Approved a request from the Crows Landing Pentecost Association to hold a traditional Portuguese "Bodo De Leite" Parade of Animals on County roads on 5/11/02 in the community of Crows Landing; and, authorized the Director of Public Works to issue a permit for the event 2002-253
 - *C2 Approved a request from the Knights Ferry History and Museum Association to hold a Peddlers' Faire on Covered Bridge Road on Sunday, 4/28/02; and, authorized the Director of Public Works to issue a permit for the event 2002-254
 - *D1 Rescinded Williamson Act Contract #72-0544 (Waterford area, District 1); approved 2 new contracts pursuant to Minor Lot Line Adjustment Application #2002-06; authorized the Planning Director to execute new contracts; finds the new contract or contracts would enforceably restrict the adjusted boundaries of the parcel for an initial term for at least as long as the unexpired term of the rescinded contract or contracts, but for not less than 10 years; finds there is no net decrease in the amount of the acreage restricted; in cases where two parcels involved in a lot line adjustment are both subject to contracts rescinded pursuant to this section, this finding will be satisfied if the aggregate acreage of the land restricted by the new contracts is at least as great as the aggregate acreage restricted by the rescinded contracts; finds at least 90 percent of the land under the former contract or contracts remains under the new contract or contracts; finds after the lot line adjustment, the parcels of land subject to contract will be large enough to sustain their agricultural use, as defined in Section 51222; finds the lot line adjustment would not compromise the long-term agricultural productivity of the parcel or other agricultural lands subject to a contract or contracts; finds the lot line adjustment is not likely to result in the removal of adjacent land from agricultural use; and, finds the lot line adjustment does not result in a greater number of developable parcels than existed prior to the adjustment, or an adjusted lot that is inconsistent with the general plan 2002-255
 - *D2 Rescinded Williamson Act Contract #69-0458 (Oakdale area, District 1); approved 2 new contracts pursuant to Minor Lot Line Adjustment Application #2001-74; authorized the Planning Director to execute new contracts; finds the new contract or contracts would enforceably restrict the adjusted boundaries of the parcel for an initial term for at least as long as the unexpired term of the rescinded contract or contracts, but for not less than 10 years; finds there is no net decrease in the amount of the acreage restricted; in cases where two parcels involved in a lot line adjustment are both subject to contracts rescinded pursuant to this section, this finding will be satisfied if the aggregate acreage of the land restricted by the new contracts is at least as great as the aggregate acreage restricted by the rescinded contracts; finds at least 90 percent of the land under the former contract or contracts remains under the new contract or contracts; finds after the lot line adjustment, the parcels of land subject to contract will be large enough to sustain their agricultural use, as defined in Section 51222; finds the lot line adjustment would not compromise the long-term agricultural productivity of the parcel or other agricultural lands subject to a contract or contracts; finds the lot line adjustment is not likely to result in the removal of adjacent land from agricultural use; and, finds the lot line adjustment does not result in a greater number of developable parcels than existed prior to the adjustment, or an adjusted lot that is inconsistent with the general plan 2002-256
 - *D3 Set a public hearing on 4/30/02, at 9:45 a.m., for GPA #2001-06 and Rezone Application #2001-10 - Ferro Mini-Storage ORD-54-J-13 2002-257
 - *D4 Set a public hearing on 5/14/02, at 9:30 a.m., for Rezone Application #99-09 and Parcel Map Application #99-24 - William S. Pringle ORD-54-J-14 2002-258

B/S unan. **B8** Authorized the Assessor, Auditor-Controller and Treasurer-Tax Collector to negotiate a Purchase and Conversion Agreement with Megabyte Systems to install and maintain a new Property Tax System; authorized the CEO upon recommendation by the Assessor, Auditor-Controller, and Treasurer-Tax Collector to sign the Purchase, Conversion and Installation Agreement, a Maintenance Agreement and a Database Management Agreement with Megabyte Systems; authorized the Auditor-Controller to establish a County Property and Tax Computer System Project Budget Unit and to make the appropriate budget entries; authorized the Auditor-Controller to carry forward uncommitted funds from the County Property and Tax Computer System Project Budget Unit into the 2002/03 FY; and, redirected current County Property Tax Computer System funding of \$438,000 annually to the Property and Tax Computer System Project Budget Unit for a five-year period beginning on 7/1/03 2002-259

S/B unan. **7:35 p.m.** Accepted the withdrawal letter for Rezone Application #2001-19 - Ray Gritton, dated 4/15/02 from Mr. Dennis E. Wilson, on behalf of his client, Ray Gritton, who has taken on a new partner and wishes to make changes to the site plan and resubmit a new PD application at a later date; therefore, the Board authorized the removal of the following 7:35 p.m. public hearing item from their agenda: Public Hearing to Consider the Approval of Rezone Application 2001-19 by Ray Gritton, to Create a P-D (Planned Development) Zone to Allow a Mobile Home Sales Display Area on 1.01 Acres Located on Kiernan Court, in Salida - Mitigated Negative Declaration will be Considered 2002-261

Corr 1 Referred to the Department of Planning and Community Development a letter from Urban Futures, Inc. regarding the revision in the map for the proposed Redevelopment Plan for the Hughson Redevelopment Project.

Corr 2 Acknowledged the receipt of a copy of the Stanislaus County 2001-02 Civil Grand Jury Final Report, Part One, regarding Modesto City Schools Special Education Department.

Corr 3 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Joe McDonough; Greg Bodine; and, Peter Michael Parker.

Supervisor Caruso noted that the San Joaquin Valley Regional Association of California Counties' will be holding its Spring Conference this week at the Tenaya Lodge in the Yosemite area.

Adjourned to closed session at 7:53 p.m., regarding public employee performance evaluation for the CEO, pursuant to GC §54954.5(e).

Closed Session Announcement: B/C unan. After conducting a performance evaluation of Mr. Wilson, CEO, the board determined that Mr. Wilson is performing his duties in an outstanding manner and authorized entering into a new five-year contract commencing on 6/30/02 to 6/30/07; the Board authorized a 7% base salary increase to \$187,639.48; and, authorized a one-time 7% performance incentive pay increase. 2002-260

Adjourned at 8:45 p.m.

ATTESTED: CHRISTINE FERRARO TALLMAN, Clerk
of the Board of Supervisors
of the County of Stanislaus
State of California

BY: LILLIE L. FARRIESTER, Assistant Clerk of the Board of Supervisors
(The above is a summary of the minutes of the Board of Supervisors. Complete minutes are available from the Clerk of the Board's Office.)